

DECLARATION FOR NON-PROVISIONAL PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below at 201 et seq. beneath my name.

I believe I am the original, first and sole inventor if only one name is listed at 201 below, or an original, first and joint inventor if plural names are listed at 201 et seq. below, of the subject matter which is claimed and for which a patent is sought on the invention entitled in:

**BEVERAGE PORTIONED PACKAGE FOR PREPARING A
FOAMY BEVERAGE FROM SOLUBLE POWDER**

and for which a patent application:

- ☒ is attached hereto and includes amendment(s) filed on _____ (if applicable)
☐ was filed in the United States on as Application No. _____ (declaration not accompanying application) with amendment(s) filed on _____ (if applicable)
☐ was filed as PCT international Application No. _____ on _____ and was amended under PCT Article 19 on _____ (if applicable)

I hereby state that I have reviewed and understand the contents of the above identified application, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

EARLIEST FOREIGN APPLICATION(S), IF ANY, FILED PRIOR TO THE FILING DATE OF THE APPLICATION			
APPLICATION NUMBER	COUNTRY	DATE OF FILING (day, month, year)	PRIORITY CLAIMED
			<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below.


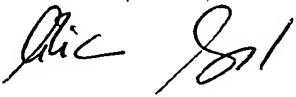
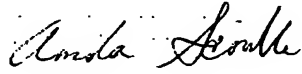
PROVISIONAL APPLICATION NUMBER	FILING DATE

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code § 112, I acknowledge the duty to disclose information known to me which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

NON-PROVISIONAL APPLICATION NO.	FILING DATE	STATUS		
		PATENTED	PENDING	ABANDONED

* for use only when the application is assigned to a company, partnership or other organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

201	FULL NAME OF INVENTOR	LAST NAME HU	FIRST NAME Ruguo	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY New Milford	STATE OR FOREIGN COUNTRY Connecticut	COUNTRY OF CITIZENSHIP China	
	POST OFFICE ADDRESS	STREET 11 Concord Way	CITY New Milford	STATE OR COUNTRY Connecticut	ZIP CODE 06776
		SIGNATURE OF INVENTOR 201 		DATE Jan 12, 2004	
202	FULL NAME OF INVENTOR	LAST NAME MAGEL	FIRST NAME Lilian	MIDDLE NAME K.	
	RESIDENCE & CITIZENSHIP	CITY Brookfield	STATE OR FOREIGN COUNTRY Connecticut	COUNTRY OF CITIZENSHIP Germany	
	POST OFFICE ADDRESS	STREET 22 Beech Tree Road	CITY Brookfield	STATE OR COUNTRY Connecticut	ZIP CODE 06804
		SIGNATURE OF INVENTOR 202 		DATE Jan. 12, 2004	
203	FULL NAME OF INVENTOR	LAST NAME SCOVILLE	FIRST NAME Amanda	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY New Milford	STATE OR FOREIGN COUNTRY Connecticut	COUNTRY OF CITIZENSHIP United States of America	
	POST OFFICE ADDRESS	STREET 29 Cornwall Drive	CITY New Milford	STATE OR COUNTRY Connecticut	ZIP CODE 06776
		SIGNATURE OF INVENTOR 203 		DATE January 15, 2004	

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Alexandre KOLLEP

Confirmation No.:

Application No.:

Group Art Unit:

Filing Date:

Examiner:

For: BEVERAGE PORTIONED PACKAGE
FOR PREPARING A FOAMY BEVERAGE
FROM SOLUBLE POWDER

Attorney Docket No.: 88265-7643

**POWER OF ATTORNEY BY ASSIGNEE
AND EXCLUSION OF INVENTOR(S) UNDER 37 C.F.R. 3.71**Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The undersigned assignee of the entire interest in the above-identified subject application hereby appoints Allan A. Fanucci (Reg. No. 30,256) Daniel J. Hulseberg (Reg. No. 36,554) and Jeffrey A. Wolfson (Reg. No. 42,234) of WINSTON & STRAWN LLP (Customer No. 28765) to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith.

Please direct all correspondence for this application to Customer No. 28765 to the attention of Allan A. Fanucci (telephone 212-294-3311, facsimile 212-294-4700).

An assignment of the entire interest in the above-identified subject application:

- ☐ is submitted herewith for recording and a copy is attached.
☐ was submitted for recordation on _____ and a copy is attached.
☐ was recorded on _____ at Reel _____, Frame _____.

The undersigned has reviewed this assignment and, to the best of his/her knowledge, title is in the assignee seeking to take action in this application and that he/she is empowered to act on its behalf.

ASSIGNEE:

NESTEC S.A.

Signature:



Date of Signature:

14th January 2004

Typed Name:

Paula Nelson

Position/Title:

Vice President

Address:

Avenue Nestlé 55

1800 Vevey, Switzerland